GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Minorities Welfare Department – Constitution of Andhra Pradesh State Waqf Board under the Waqf Act, 1995 and appointment of Members to the Waqf Board – Notification – Orders – Issued.

MINORITIES WELFARE (IDM-I) DEPARTMENT

G.O.Ms.No.47 **Dated:21.10.2023.**
Read the following:-

1.G.O.Ms.No.10, Minorities Welfare (IDM) Department dated 13.03.2018.
2.G.O.Ms.No.5, Minorities Welfare (IDM) Department, dated:15.02.2022
3. G.O.Ms.No.1, Minorities Welfare (IDM-I) Department dt:07.03.2023.
4. G.O.Ms.No.2, Minorities Welfare (IDM-I) Department dt:17.03.2023.
5.G.O.Ms.No.3, Minorities Welfare (IDM-I) Department, dt:29.03.2023.
6.G.O.Ms.No.13, Minorities Welfare (IDM-I) Department, dt:27.06.2023.
7.G.O.Ms.No.37, Minorities Welfare (IDM-I) Department, dt:29.08.2023.
8. Orders of the Hon'ble High Court of Andhra Pradesh, Amaravati, dated:08.09.2023 in I.A.No.1 of 2023 in W.P.No's.23228 of 2023, 23343 of 2023 & 23373 of 2023.
9.G.O.Ms.No.38, Minorities Welfare (IDM-I) Department, dt:14.09.2023.

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ORDER:

In the G.O first read above, the State of Andhra Pradesh have constituted the Andhra Pradesh State Waqf Board vide G.O.Ms.No.10, Minorities Welfare (IDM) Department, dated:13.03.2018 and reconstituted the Andhra Pradesh State Waqf Board duly appointing the Members in the vacancies in the G.O., second read above and the term of the Board expired by 12.03.2023.

2. In the G.O third read above, consequent on expiry of the Board, Government have issued orders for appointment of Election Authorities and Election Officer and Assistant Election Officers for conduct of elections for constitution of Andhra Pradesh State Waqf Board as per the provisions laid down under the Waqf Act,1995 read with Andhra Pradesh state Waqf Rules, 2023 and issued revised orders in the G.Os fourth to sixth read above.

3. In the G.O. seventh read above, Government has issued Election Notification for conducting elections for the category (iv) of section 14(1)(b) of the Waqf Act, 1995 as per the provisions laid down under the Waqf Act,1995 read with the Andhra Pradesh state Waqf Rules, 2023.

4. Further, W.P.No's.23228 of 2023, 23343 of 2023 and 23373 of 2023 were filed before the Hon'ble High Court of Andhra Pradesh, Amaravati and the Hon'ble High Court in its orders dated:08.09.2023 in I.A.No.1 of 2023 in WP No.23228 of 2023, 23343 of 2023 & 23373 of 2023 in the reference eighth read above, has passed orders stating that the scheduled election cannot be stayed at this stage and the election scheduled to be held on 09.09.2023 under the impugned notification in G.O.Ms.No.37, Minorities Welfare (IDM-I) Department dated 29.08.2023, shall go on and the result of the said election is subject to outcome of these writ petitions and the elected member shall be informed of the same.

5. Thereafter, in pursuant to above orders the election was conducted for the category (iv) of the section 14(1)(b) of the Waqf Act, 1995 i.e., to elect a Mutawalli as a Member to the Andhra Pradesh State Waqf Board on 09.09.2023. Sri. Shaik Khaza, Mutawalli, Bhavanipuram, Vijayawada was elected as a Member to the Andhra Pradesh State Waqf Board under the category (iv) of the section 14(1)(b) of the Waqf Act, 1995 and this result is declared subject to outcome of Writ Petitions i.e., W.P.No.23228 of 2023, 23343 of 2023 and 23373 of 2023.

(PTO)

6. In the G.O. ninth read above, Government has issued Election Notification for conducting election to elect two (2) Muslim Members of the State Legislature to the Andhra Pradesh State Waqf Board under the category 14(1)(b)(ii) of the Waqf Act, 1995 read with the AP State Waqf Rules, 2023. Accordingly, two (2) nominations were received from Shri. Mohammad Ruhulla MLC S/o Mohammad Saleem & Shri. Mohammed Abdul Hafeez Khan MLA S/o M.A. Moiz Khan and after completion of withdrawal of nominations schedule, the Election Officer has declared that Shri. Mohammad Ruhulla MLC S/o Mohammad Saleem & Shri. Mohammed Abdul Hafeez Khan MLA S/o M.A. Moiz Khan have been elected as Members to the Andhra Pradesh State Waqf Board under the category (ii) of section 14(1)(b) of the Waqf Act, 1995 as per provisions laid under the Andhra Pradesh State Waqf Rules, 2023.

7. Now, the following Notification shall be published in Part-II of an Extra-Ordinary issue of the Andhra Pradesh State Gazette, dated:21.10.2023: -

NOTIFICATION

In exercise of the powers conferred under Sub-Section (9) of Section (14) and Section (15) of the Waqf Act, 1995 (Amended by the Central Act No.27 of 2013), the Governor of Andhra Pradesh hereby appoint the following persons as Members of the Andhra Pradesh State Waqf Board with immediate effect:

Elected Members

1) Sri. Md. Ruhullah (MLC), Muslim Member of State Legislature elected u/s 14 (1)(b)(ii) of the Waqf Act, 1995.

2. Sri Hafeez Khan (MLA), Muslim Member of State Legislature elected u/s 14 (1)(b)(ii) of the Waqf Act, 1995.

3) Sri Shaik Khaja, Mutawalli, elected under section 14 (1)(b)(iv) of the Waqf Act, 1995 (Appointment of this Member is subject to outcome of Writ Petitions No's.23228 of 2023, 23343 of 2023 & 23373 of 2023).

Members Nominated u/s 14 (1) & 14(3):

4) Sri Khader Basha- nominated u/s 14(1) (c)

5) Sri Meer Hussain – nominated u/s.14(1)(d) as Shia Scholar;

6) Sri Shafi Ahmed Khadry –nominated u/s.14(1) (d) as Sunni Scholar;

7) Smt. Sheereen Begum, IPS - nominated u/s 14(1)(e) as Government Officer and Woman Member;

8) Sri. Barakath Ali – nominated for the category u/s 14(1)(b)(i);

9) Sri. J. Naseer Basha – nominated for the category u/s 14(1)(b)(i);

10) Sri Patan Shafi Ahmed – nominated for the category u/s 14(1)(b)(iii);

11) Smt. Haseena Begum – nominated for the category u/s 14(1)(b)(iii) and Woman Member.

8. The above Members of the Andhra Pradesh State Waqf Board shall meet to elect one from amongst themselves as the Chairperson of the Board under Sub-section (8) of Section 14 of the Waqf Act, 1995.

(Contd...03)

9. As directed by the Hon'ble High Court in the order eighth read above, the appointment of the Mutawalli, Sri Shaik Khaja, u/s 14(1)(b)(iv) by this notification, shall be subject to outcome of Writ Petitions No's.23228 of 2023, 23343 of 2023 and 23373 of 2023.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A MD IMTIAZ
SECRETARY TO GOVERNMENT

To
The Commissioner, Printing, Stationery and Stores Purchase,
Mutyalampadu, Vijayawada, A.P.
(With a request to publish the Notification in the Extra Ordinary Gazette of Andhra Pradesh, dated:21.10.2023 and send 100 copies to this Department).
Copy to:
The Secretary to Governor, Raj Bhavan, Vijayawada.
The Secretary, Andhra Pradesh State Legislature Secretariat, Velagapudi .
The Secretary to Government, Law Department, Velagapudi.
The Advocate General, AP High Court, Amaravati.
All the Departments of Secretariat.
All the District Collectors.
The Pay and Accounts Officer, Andhra Pradesh,
The Registrar, High Court, Amaravati.
The Commissioner, Information and Public Relations,
Andhra Pradesh, Vijayawada.
(With a request to publish in all popular daily newspapers)
The Chief Executive Officer, Andhra Pradesh State Waqf Board,
Vijayawada.
The Secretary to Government of India, Ministry of Minority Affairs, New Delhi.
The Secretary to Hon'ble Chief Minister, A.P. Secretariat,
Velagapudi.
The Additional Secretary to Hon'ble Chief Minister, A.P. Secretariat,
Velagapudi.
The PS to Hon'ble Dy. CM(MW), A.P. Secretariat, Velagapudi.
The OSD to Principal Secretary to Government,
Minorities Welfare Department.
The Law (C) Department.
SF/SC.

// FORWARDED :: BY ORDER //

Razak
SECTION OFFICER